

MAR 02 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Reissue Application of

Inventors: James A. SATCHELL, Jr. et al

Original U.S. Patent No. 5,822,216, issued October 13, 1998

Reissue Application Serial No.: 09/686,626

Group Art Unit: 2121

Reissue Application Filing Date: October 12, 2000

Examiner: S. Garland

For: VENDING MACHINE AND COMPUTER ASSEMBLY

SUPPLEMENTAL DECLARATION OF JAMES A. SATCHELL, JR.

I, James A. Satchell, Jr., am over the age of twenty-one years and, if called to testify, would be fully competent to testify on the following matters based upon personal knowledge:

1. That I am one of the co-inventors of the above identified application for reissue of U.S. Patent No. 5,822,216, issued October 13, 1998 and the same person who has previously executed declarations, now filed and of record in this application.
2. That I am aware of the statements of Examiner Steven R. Garland in the Office Action of December 2, 2005, in relation to my previous declarations of record filed August 20, 2004 and resubmitted October 22, 2004.
3. That I affirm and ratify the statements made therein as if incorporated by reference and made in this declaration (including the exhibits thereto).
4. Paragraph 10 of the Office Action alleges that paragraph 8 of the James A. Satchell, Jr. declaration is "directed primarily to marketing and not to diligence." This is not correct, but is a mischaracterization of that paragraph 8.

5. Paragraph 8 shows that I continued to work on actually reducing to practice the invention "with different designs of doors, including mounted wall unit for eating areas (interior usage)" and as a "Drive-Thru wall unit" with the doors being "mounted on the exterior of an existing building" and was not merely submitting my patent application for marketing purposes. Even a cursory review shows differences between the disclosure of patent application 08/429,583 and the subject matter noted above.

6. Paragraph 11 of the Office Action states that paragraph 12 does not address "the lengthy delay of approximately six weeks between the mailing date and the receipt of the document date-stamped 12/26/95 by the USPTO."

7. Firstly, the United States Patent and Trademark Office received the facsimile copy of this amendment on November 8, 1995 (11/8/95); See, the attachment, PTO Image File Wrapper attached to the Declaration of Eric P. Robins.

8. The Declarant does not know why the United States Patent and Trademark Office delayed until December 26, 1995, to date stamp the mailed confirmation copy of the facsimile of November 8, 1995. However, there was extensive damage in Alabama (which may have included postal delays) because of Hurricane Opal as evidenced in the Preliminary Report Hurricane Opal dated 29 November 1995 (Exhibit B to my previous declaration) reporting damages estimates of 2.1 to 3 billion dollars.

9. With regard to the citations in paragraphs 12-13 regarding Exhibits E, F and G of my previous declarations, the best available copies are again attached.

10. With regard to the Examiner's statement in paragraph 15 of the previous Office Action that diligence has not been shown for the entire period, specifically referring to the dates of

November 12 and 14-16, November 12, 1995, was a Sunday, a worship date for me as a minister as related in paragraph 10 of my declaration. As to November 14-16, this time was spent in continuing my search for the "several sources" of internet/www vending machine patents alleged to be known as mentioned in the November 9, 1995, letter received from Kathy K. Driscoll, attached as Exhibit G to my earlier declaration.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the reissue application or of any reissue patent to issue thereon.

03/01/06
Date

James A. Satchell, Jr.
James A. Satchell, Jr.

Residence: Tuskegee, Alabama

Citizenship: United States

Post Office Address: 1490 County Road 36, Tuskegee, Alabama 36083

EXHIBIT E

~~11/8/95~~

APPLICATION #08/429,583 FILING DATE 08/17/95

Page #6

Laser-Disc Music Video Door (Drink Machine Door)
Claims

What I claim as my invention is: Something that will inter net/world wide wed, most types of vending machines, and the Soda-Machine Door into the entertainment/advertisement World. Soda-machine doors with still facades will surely step aside to customer entertainment; Live News Events, Pre-recorded Music Videos, Live auditions for T.V. Com-mercials. All possible by a purchase of a soda. I claim these features combined with my design on The Laser-disc Music Video Drink Machine Door, Door designed with;

- 1) Video Screen 2) Speakers for Stereo-sound
- 3) Satellite receiver antenna 4) Cameras
- 5) Video Record-Playback 6) Cassette gift-dispenser 7) Motion Detectors 8) Multi-Selection Panels 9) Adaptors for Internet/World Wide Wed reception to Door.

I James A. Dabell, claim this combination Entertainment package design as a replacement door for existing soda machines. On this day 05/36/95 ---

I James A. Dabell, after receiving, Foreign Filing License Granted 11/01/95, under 37 CFR 5.15(a) subsequently (make modifications, amendments, and supplements containing additional subject matter to, or divisions of,...). I claim this combination Entertainment/Advertisement package design as a replacement Door, for some, and a Primary Door for others, for these general public, entertaining, informational, Futuristic "On-Line" Billboard Vending Machine Doors. On this Day 11/8/95.

→ A CONTINUED ACT TO THE DRAWINGS

SIGNED 11/8/95, STAMPED BY USPTO IS
CHANGE OF "MUSIC VIDEO" TO "ON-LINE
VIDEOS, AFFIRMED ACT AFTER 11/9/95 -
3/10/95. FIRST LAWER READ "ON-LINE VIDEOS"

EXHIBIT F

CLAIMS

WHAT I CLAIM AS MY INVENTION IS:
 A VENDING MACHINE THAT WILL INTERN
 WORLD WIDE ~~WEB~~/AMERICAN ON LINE MOS
 TYPES OF VENDING MACHINES, INTO
 ENTERTAINMENT/ADVERTISEMENT WORLD.

1. A DISPENSER APPARATUS COMPRISING AD.
 a) MEANS TO ACCESS INTERNET ADVERTISEMENT. (WEB)
 b) MEANS TO ACCESS LIVE NEWS EVENTS,
 c) MEANS TO ACCESS WEBSITES
 d) MEANS TO ACCESS ON LOCATION VIDEO/AU.
 OF ANY BUSINESS THAT WOULD CREATE
 COMPATIBLE DISK FOR PERSONALIZE BUSINESS
 ACTIVITIES.

ORIGINAL CLAIM ATTEMPT, S

- (Original) FROM OLD PATENT (HELP M
 2) A DISPENSER ACCORDING TO CLAIM
 1 IN WHICH SAID MEANS FOR
 ACCESS TO MUSICAL WEBSITES.

a) INFORMATIONAL TRANSMISSION RECEIVING, MEANS SAID
 INPUT MEANS TO MONITOR, DUEA TELEPHONE LINE, FROM WE
 557

- 3) A DISPENSER WITH DIRECT LINKS TO
 EXTERNAL SOURCES WITH SAID MEANS
 FOR ACCESS TO ON-LINE SERVICES.

- 4) A DISPENSER WITH VISUAL RECORD/PLAY
 MEANS FOR CUSTOMER INTERACTION (SONG - A

AN ~~YACHT~~ FEATURE WHICH IS EMBODIED
IN THE PRESENT INVENTION IS TO PROVIDE
A CAMERA/MICROPHONE SYSTEM ~~PROSA TO PRODUCE~~
AUDIO/VISUAL RECORDING ~~SPEC. ATTEMPT~~ NOV. 5, 1995

AUDITIONAL STREET PERFORMANCES, AND
B) TWO-WAY AUDIO/VISUAL ~~COMMUNICATION~~ COMMUNICATION
NOTE: FURTHER EXPLANATION ~~STAGE~~ - ALONG

"CUSTOMERS AUDITIONAL STREET PERFORMA
AFTER A CUSTOMER ACCESS THE WEBSITE
OF A DESIRED RECORDING ARTIST, AN
OPTION OF AUDITIONING A SELECTION
FROM THE SONGS AVAILABLE, IS CALLED
UP. → YES OR NO RESPONSE → IF YES,
INSERT CD ROM, WAIT FOR ON QUE. 1-2-3
AUDITION STARTS ⇒ THE LYRICS
AND MUSIC COMES ACROSS THE MONITOR,
AT THIS TIME THE CUSTOMER STARTS
SINGING THE SELECTION, WHILE THE VENDING
MACHINE RECORDING SYSTEM DOWNLOADS
THE PERFORMANCE AUDIO/VIDEO ONTO THE
CD-ROM, MUSIC FROM WEBSITE ONTO
CD-ROM & THROUGH STEREO SPEAKERS FOR
CUSTOMER HEARING, LYRICS FROM WEBSITE
ON MONITOR FOR CUSTOMER READING, WHILE
SINGING.

THE CD-ROM WHICH HAS CAPTURED AUDIO/VIDEO
AUDITION OF THE CUSTOMER STREET PERFORMANCE
THEN CAN ~~BE~~ FOR AN ADDITIONAL COST, ~~AND~~
BE E-MAILED AUDIO/VIDEO TO A COLA-COMPANY
WEBSITE FOR A CHANCE AT THEIR
STREET PERFORMANCE ~~OR~~ TO BE SELECTED FOR
A SERIES OF TV COMMERCIALS WHICH THE
COLA-COMPANY AIRS TO PROMOTE THE USE
OF THESE NEW VENDING MACHINES.

B TWO-WAY AUDIO/VISUAL COMMUNICATION
THE CUSTOMER WHO HAS NO MUSICAL INTEREST
NO INFORMATIONAL INTEREST, HAS AN OPTION
FEATURE WHICH IS EMBODIED IN THE
PRESENT INVENTION. "PLAYING THE MATCH
MAKING GAME", THIS FEATURE ALLOWS THE
CUSTOMER TO "CRUISE-~~THE~~ ~~VENDING MACHINE-NETWORK~~
VENDING MACHINES FINDS OTHER VENDING MACHINES
BEING USED AT THE SAME TIME, IT THEN
ALLOWS THE ~~TWO~~ TWO-VENDER-USERS, TO
COMMUNICATE IF DESIRABLE.) FIRST, THE
MACHINE ~~TEXTED~~ ~~THE~~ ~~USER~~ ALLOW THE TWO
USERS TO ASK QUESTIONS ABOUT EACH OTHER
TYPOGRAPHICALLY, THEN ~~ADD~~ AUDIABLY, IF
DESIRABLE, THEN VISUALLY IF DESIRABLE, ALL
FOR AN ADDITIONAL COST. ~~PUTTING~~ PUTTING VENDING
MACHINE-USER IN DIRECT COMMUNICATION WITH EACH OTHER

EXHIBIT G


*The Coca-Cola Company*COCA-COLA PLAZA
ATLANTA, GEORGIA**6 YEAR OLD ARGUMENT**
SEPT. 11, 1995 - MAR. 27, 2001

LEGAL DIVISION

November 9, 1995

ADDRESS REPLY TO
P. O. DRAWER 1734
ATLANTA, GA 30301
404 878-8121
OUR REFERENCE NO.Mr. James A. Satchell, Jr.
1490 County Rd. 36
Tuskegee, AL 36083**PENDING PATENT**
CLAIMS TWICE REVIEWED

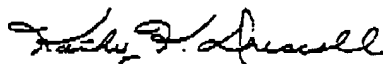

Dear Mr. Satchell:

Thank you for your conditions of submission Agreement dated September 18, 1995 concerning your idea for a Laser-Disc Music Video Digital Drink Machine Door (patent application 08/429,583 filed August 17, 1995).

In view of similar activities already underway in this area and the availability of technology in this area from several sources, we have concluded that we would not be in a position to integrate your idea with our other business activities.

You might be interested to know we have a similar type of multi-media interactive drink vending machine on display at The World of Coca-Cola.

We appreciate your interest in The Coca-Cola Company, Mr. Satchell, and your taking the time to contact us concerning this matter.


Sincerely,
Kathy K. Driscoll
Patent Administratorkd
JBR/LDA 311

**This Page is Inserted by IFW Indexing and Scanning
Operations and is not part of the Official Record**

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☒ **BLACK BORDERS**
- ☐ **IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**
- ☐ **FADED TEXT OR DRAWING**
- ☐ **BLURRED OR ILLEGIBLE TEXT OR DRAWING**
- ☐ **SKEWED/SLANTED IMAGES**
- ☐ **COLOR OR BLACK AND WHITE PHOTOGRAPHS**
- ☐ **GRAY SCALE DOCUMENTS**
- ☒ **LINES OR MARKS ON ORIGINAL DOCUMENT**
- ☐ **REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**
- ☒ **OTHER:** _____

IMAGES ARE BEST AVAILABLE COPY.

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.